

On August 27, 2008, the Nebraska Supreme Court adopted the following amendments to Neb. Ct. R. Pldg. § 6-1105(A):

§ 6-1105. Serving and filing pleadings and other papers.

(a) Service: When Required. Except as otherwise provided in these rules or by statute, every order required by its terms to be served, every pleading subsequent to the original complaint unless the court otherwise orders because of numerous defendants, every paper relating to discovery required to be served upon a party unless the court otherwise orders, every written motion other than one which may be heard ex parte, and every written notice, appearance, demand, offer of judgment, designation of record on appeal, and similar paper shall be served upon each of the parties. No service need be made on parties in default for failure to appear except that pleadings asserting new or additional claims for relief against them shall be served upon them in the manner provided for service of a summons.

In an action begun by seizure of property, in which no person need be or is named as a defendant, any service required to be made prior to the filing of any answer, claim, or appearance shall be made upon the person having custody or possession of the property at the time of its seizure.

Comment. The second sentence of the first paragraph addresses only whether one party must serve papers on a party for whom no appearance has been entered. Section 25-1308 provides the procedure when a party is in default for failure to answer or for other reasons. ~~Section 25-534 requires that an appearance include an address to which mail may be sent.~~